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 11 Attorneys for Plaintiffs,  
 12 CAPITOL RECORDS, INC.; UMG  
 13 RECORDINGS, INC.; VIRGIN RECORDS  
 14 AMERICA, INC.; LAFACE RECORDS  
 15 LLC; LAVA RECORDS LLC; SONY BMG  
 16 MUSIC ENTERTAINMENT; BMG  
 17 MUSIC; and ATLANTIC RECORDING  
 18 CORPORATION

E-filing

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 DIVISION

CV 08

1662 WDB

CASE NO. WDB

[PROPOSED] ORDER GRANTING  
 PLAINTIFFS' EX PARTE APPLICATION  
 FOR LEAVE TO TAKE IMMEDIATE  
 DISCOVERY

15 CAPITOL RECORDS, INC., a Delaware  
 16 corporation; UMG RECORDINGS, INC., a  
 17 Delaware corporation; VIRGIN RECORDS  
 18 AMERICA, INC., a California corporation;  
 19 LAFACE RECORDS LLC, a Delaware limited  
 20 liability company; LAVA RECORDS LLC, a  
 21 Delaware limited liability company; SONY  
 22 BMG MUSIC ENTERTAINMENT, a Delaware  
 23 general partnership; BMG MUSIC, a New York  
 24 general partnership; and ATLANTIC  
 25 RECORDING CORPORATION, a Delaware  
 26 corporation,

27 Plaintiffs,

28 v.

JOHN DOE,  
 Defendant.

[PROPOSED] ORDER GRANTING PLAINTIFFS' EX PARTE APPLICATION FOR LEAVE TO TAKE  
 IMMEDIATE DISCOVERY

Case No. WDB  
 #36412 v1

ORIGINAL

Upon the Plaintiffs' *Ex Parte* Application for Leave to Take Immediate Discovery, the Declaration of Carlos Linares, and the accompanying Memorandum of Law, it is hereby:

ORDERED that Plaintiffs may serve immediate discovery on California State University, Monterey Bay to obtain the identity of Defendant by serving a Rule 45 subpoena that seeks documents that identify Defendant, including the name, current (and permanent) address and telephone number, e-mail address, and Media Access Control addresses for Defendant. The disclosure of this information is ordered pursuant to 20 U.S.C. § 1232g(b)(2)(B).

IT IS FURTHER ORDERED THAT any information disclosed to Plaintiffs in response to the Rule 45 subpoena may be used by Plaintiffs solely for the purpose of protecting Plaintiffs' rights under the Copyright Act.

DATED: 5/1/08

By:

Wayne D. Branch  
United States District Judge  
Magistrate